

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

MARK WELCH,

Plaintiff,

vs.

MICHAEL J. ASTRUE,

Defendant.

Case No. 4:07CV64SNLJ/DDN


**ORDER**

Having received no objections thereto,

**IT IS HEREBY ORDERED** that the report and recommendation of United States Magistrate Judge David D. Noce (# 35), filed August 26, 2008 be and is **SUSTAINED**, **ADOPTED** and **INCORPORATED** herein.

**IT IS FINALLY ORDERED** that the Commissioner of Social Security's decision be and is **REVERSED** and pursuant to Sentence four of 42 U.S.C. § 405(g) **REMANDED** to the Commissioner for further proceeding. This Court does not retain jurisdiction of this case.

Dated this 4th day of November, 2008.



UNITED STATES DISTRICT JUDGE